

**PATENT**

**Attorney Docket No.: 2936 (203-3637)**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Reschke et al.

Examiner: Not assigned

Serial No.: 10/716,776

Group: Art Unit 3762

Filed: November 19, 2003

Dated: April 13, 2005

For: PISTOL GRIP ELECTROSURGICAL PENCIL WITH MANUAL  
ASPIRATOR/IRRIGATOR AND METHODS OF USING THE SAME

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Sir:

Pursuant to Applicant(s) duty of disclosure, the information listed in the attached form PTO-1449 is brought to the attention of the Examiner. It is respectfully submitted that copies of the references listed on pages 1-2 are not required since this application was filed after June 30, 2003 pursuant to 51 C.F.R. 1.98. Copies of foreign references and publications listed on page 3 of form PTO-1449 are enclosed.

Applicant would also like to bring commonly-owned U.S. Application Serial No. 10/521,901 filed on January 14, 2005; International Application No. PCT/US04/04685 filed on February 17, 2004; U.S. Application No. 10/959,824 filed on October 6, 2004; International Application No. PCT/US03/37111 filed on November 20, 2003 to the Examiner's attention. Copies of these applications are enclosed.

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**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on April 13, 2005.

Dated: April 13, 2005

\_\_\_\_\_  
Edward C. Meagher

The citation of the listed items is not a representation that they constitute a complete or exhaustive listing of the relevant art or that the references are prior art. The items listed are submitted in good faith, but are not intended to substitute for the Examiner's search. It is hoped, however, that in addition to apprising the Examiner of these particular items, they will assist in identifying fields of search and in making as full and complete a search as possible.

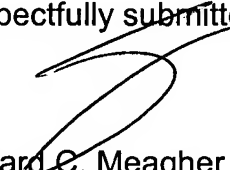
The filing of this information disclosure statement is not an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

- ☐ This information disclosure statement is being filed within three (3) months of the filing date of this application.
- ☐ This information disclosure statement is being filed within three (3) months of the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in an international application.
- ☒ To the best of Applicant(s) knowledge, this information disclosure statement is being filed before the date of mailing of a first Office Action on the merits in connection with this case.
- ☐ Enclosed herewith is a certificate under 37 C.F.R. §1.97(e)(1).
- ☐ Enclosed herewith is a petition under 37 C.F.R. §1.97(d)(2).
- ☐ Enclosed by check is the petition fee of \$130.00. (37 C.F.R. §1.17(i)(1))
- ☐ Please charge the \$130.00 petition fee to Deposit Account No. 21-0550.

- ☐ Enclosed by check is the \$180.00 fee required by 37 C.F.R. §1.17(p).
- ☐ Please charge the \$180.00 fee required by 37 C.F.R. §1.17(p) to Deposit Account No. 21-0550.
- ☒ Please charge any deficiency as well as any other fee(s) which may become due under 37 C.F.R. §1.16 and/or 1.17 at any time during the pendency of this application, or credit any overpayment of such fee(s) to Deposit Account 21-0550. Also, in the event any extensions of time for responding are required for the pending application(s), please treat this paper as a petition to extend the time as required and charge Deposit Account No. 21-0550 therefor.

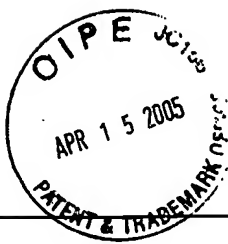
The claims of the application as now presented are believed to patentably distinguish over the prior art and to be in condition for allowance. Early and favorable consideration of the case is respectfully requested.

Respectfully submitted,



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<b>Form PTO-1449</b>  <b>INFORMATION DISCLOSURE CITATION IN AN APPLICATION</b>  (Use several sheets if necessary)	<b>Docket Number (Optional)</b> 2936(203-3637)	<b>Application Number</b> 10/716,776
	<b>Applicants</b> Reschke et al.	
	<b>Filing Date</b> November 19, 2003	<b>Group Art Number</b> 3762

**U.S. PATENT DOCUMENTS - without references**

Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date if Appropriate
	3,875,945	4/8/75	FRIEDMAN			
	4,034,761	7/12/77	PRATER ET AL.			
	4,443,935	4/24/84	ZAMBA ET AL.			
	4,545,375	10/8/85	CLINE			
	4,589,411	5/20/86	FRIEDMAN			
	4,619,258	10/28/86	POOL			
	4,655,215	4/7/87	PIKE			
	4,688,569	8/25/87	RABINOWITZ			
	5,246,440	9/21/93	VAN NOORD			
	5,254,117	10/19/93	RIGBY ET AL.			
	5,300,087	4/5/94	KNOEPFLER			
	5,348,555	9/20/94	ZINNANTI			
	5,484,434	1/16/96	CARTMELL ET AL.			
	5,609,573	3/11/97	SANDOCK			
	6,249,706	6/19/01	SOBOTA ET AL.			
	6,494,882	12/17/02	LEBOUITZ ET AL.			
	6,747,218	6/8/04	HUSEMAN ET AL.			
	2003/0004508	1/2/03	MORGAN ET AL.			
	2004/0092927	5/13/04	PODHAJSKY ET AL.			
	2004/0230262	11/18/04	SARTOR ET AL.			
	D253,247	10/23/79	GILL			
	D330,253	10/13/92	BUREK			

<b>Examiner</b>	<b>Date Considered</b>
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Examiner: Initial if citation considered, whether or nor citation is in conformance with MPEP §609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.



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**U.S. PATENT DOCUMENTS - *without references***

Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date if Appropriate

**FOREIGN PATENT DOCUMENTS - *with references***

	Document Number	Date	Country	Class	Subclass	Translation	
						Yes	No
	DE 30 45 996	7/8/82	DE				
	WO01/64122	9/7/01	PCT				

**OTHER DOCUMENTS**

	International Search Report from PCT/US03/37111
	International Search Report from PCT/US04/04685
	International Search Report from EP/0401/5980
	International Search Report from PCT/US03/22900

<b>Examiner</b>	<b>Date Considered</b>
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